



[Billing Code 6570-01-P]

## EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

Agency Information Collection Activities: Submission for OMB Review; Final Comment Request

AGENCY: Equal Employment Opportunity Commission

ACTION: Final notice of information collection under review; ADEA waivers

SUMMARY: In accordance with the Paperwork Reduction Act of 1995, the Equal Employment Opportunity Commission (Commission or EEOC) gives notice that it has submitted to the Office of Management and Budget (OMB) a request for an extension without change of the existing collection requirements under 29 CFR 1625.22, Waivers of rights and claims under the Age Discrimination in Employment Act (ADEA). No public comments were received in response to the EEOC's May 14, 2013 60-Day notice soliciting comments on the proposed extension of this collection.

DATES: Written comments on this notice must be submitted on or before [Insert date 30 days after date of publication in the FEDERAL REGISTER].

ADDRESSES: The Request for Clearance (OMB 83-I), supporting statement, and other documents submitted to OMB for review may be obtained from: Danielle J. Hayot, Attorney-Advisor, Office of Legal Counsel, 131 M Street, N.E., Washington, DC 20507. Comments on this final notice must be submitted to Chad A. Lallemant, Office of Information and Regulatory Affairs, Office of Management and Budget, 725 17th Street, NW., Room 10235, New Executive Office Building, Washington, DC 20503 or

electronically mailed to Chad\_A.\_Lallemant@omb.eop.gov. Comments should also be submitted to Bernadette B. Wilson, Executive Officer, Executive Secretariat, Equal Employment Opportunity Commission, 131 M Street, N.E., Suite 6NE03F, Washington, DC 20507. Comments of six or fewer pages in length may be transmitted to the EEOC's Executive Secretariat by facsimile ("FAX") machine at (202) 663-4114. (This is not a toll-free-number.) This page limitation is necessary to assure access to the equipment. Receipt of FAX transmittals will not be acknowledged, except that the sender may request confirmation of receipt by calling the Executive Secretariat staff at (202) 663-4070 (voice) or (202) 663-4074 (TDD). (These are not toll-free-telephone numbers.) Instead of sending written comments to EEOC, comments may be submitted to EEOC electronically on the Federal eRulemaking Portal: [http:// www.regulations.gov](http://www.regulations.gov). After accessing this Web site, follow its instructions for submitting comments. All comments received will be posted without change to [http:// www.regulations.gov](http://www.regulations.gov), including any personal information you provide. Copies of the received comments also will be available for inspection, by advance appointment only, in the EEOC Library from 9 a.m. to 5 p.m., Monday through Friday except legal holidays. Persons who schedule an appointment in the EEOC Library and need assistance to view the comments will be provided with appropriate aids upon request, such as readers or print magnifiers. To schedule an appointment to inspect the comments at the EEOC Library, contact the EEOC Library by calling (202) 663- 4630 (voice) or (202) 663-4641 (TTY).

FOR FURTHER INFORMATION CONTACT: Thomas J. Schlageter, Assistant Legal Counsel, Office of Legal Counsel, at (202) 663-4640, or Danielle J. Hayot, Attorney-

Advisor, at (202) 663-4695, or TTY (202) 663-7026. This notice is also available in the following formats: large print, braille, audio tape and electronic file on computer disk.

Requests for this notice in an alternative format should be made to the Publications Center at 1-800-669-3362.

#### SUPPLEMENTARY INFORMATION:

##### **Overview of This Information Collection**

Collection Title: Informational requirements under Title II of the Older Workers Benefit Protection Act of 1990 (OWBPA), 29 CFR 1625.22.

OMB Number: 3046-0042.

Type of Respondent: Business, State or local governments, not for profit institutions.

Description of Affected Public: Any employer with 20 or more employees that seeks waiver agreements in connection with an exit incentive or other employment termination program.

Number of Responses: 17,080.

Reporting Hours: 25,620.

Number of Forms: None.

Burden Statement: The only paperwork burden involved is the inclusion of the relevant data in requests for waiver agreements under the OWBPA.

Abstract: The EEOC enforces the Age Discrimination in Employment Act (ADEA) which prohibits discrimination against employees and applicants for employment who are age 40 or older. The OWBPA, enacted in 1990, amended the ADEA to require employers

to disclose certain information to employees (but not to EEOC) in writing when they ask employees to waive their rights under the ADEA in connection with an exit incentive program or other employment termination program. The regulation at 29 CFR 1625.22 reiterates those disclosure requirements. The EEOC seeks an extension without change for the third-party disclosure requirements contained in this regulation. . On May 14, 2013, the Commission published a 60-Day Notice informing the public of its intent to request an extension of the information collection requirements from the Office of Management and Budget. 78 F.R. 28214-28215 (May 14, 2013). No comments were received.

For the Commission.

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Jacqueline A. Berrien  
Chair

Dated: July 19, 2013.

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